

Chapter H 85

**PLEADING, PRACTICE, AND PROCEDURE IN THE
ADMINISTRATION OF SECTIONS 144.52 TO
144.57, WIS. STATS.**

H 85.01 Definitions
H 85.02 How proceedings initiated

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H 85.01 Definitions. (1) **JOINT AGENCY.** Joint agency, as used in these rules, means the state board of health (or the state health officer acting for the board, under section 144.08 Wis. Stats.), acting jointly with the committee on water pollution (or its director acting under section 144.52 (2), Wis. Stats.)

(2) **SPECIAL ORDERS.** Special orders, as used in these rules, are orders of the joint agency which are not general in application.

(3) **GENERAL ORDERS.** General orders, as used in these rules, are orders of the joint agency which are general in application, and which constitute "rules" as defined in section 227.01 (2), Wis. Stats.

H 85.02 How proceedings initiated. (1) **WHO MAY PETITION.** Any person aggrieved by a special order of the joint agency entered under chapter 144, Wis. Stats., may file with said agency an original and eight copies of a verified petition setting forth specifically the modification or change desired in such order.

(2) **FORM OF PETITION; VERIFICATION.** Every such petition shall be in substantially the following form:

"To the state board of health and the committee on water pollution:

"The undersigned hereby petitions for a review of the order of this joint agency dated _____, 19 ____, whereby it was ordered _____

The grounds for this petition are _____

The modification or change desired is _____

"Date _____

"Verification _____"

(3) **PROCEDURE.** Upon the filing of the petition, the joint agency shall order a public hearing, shall fix a time for such hearing, and shall enter a decision accompanied by findings of fact and conclusions of law which shall affirm, repeal, or change the order in question. The decision of the joint agency shall be entered not more than 60 days after the close of the hearing.

(4) **SERVICE AND FILING OF PAPERS.** Unless otherwise provided by law, all orders, notices and other papers may be served by the joint agency by first class or registered mail addressed to the last known post office of the addressee. Papers required to be filed with the joint